

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

AUTO ACUITY, LLC

Petitioner,

vs.

RODMAN, LINDA

Registrant.

Case No. Cancellation No. 92045710

**REGISTRANT'S REPLY IN SUPPORT
OF ITS MOTION TO DISMISS**

As stated in Registrant's opening brief, the Supreme Court has established that "standing" requires that a petitioner is suffering an "injury in fact" which must be "actual or imminent, not conjectural or hypothetical." *Bennett v. Spear*, 520 U.S. 154, 167 (1997) An allegation of future damage is typically based on an allegation of likelihood of confusion between the registered mark and petitioner's mark. *Lipton Industries, Inc. v. Ralston Purina Co.*, 670 F.2d 1024, 1029 (C.C.P.A. 1982) Further, the question of standing is determined by the allegation in its complaint. *Id.* at 1027-1028.

Petitioner does not dispute the foregoing principles. Rather because it is asserting genericness of the registered mark, Petitioner asserts that standing is established if it pleads that it is entitled to use the term in commerce and is therefore harmed by the exclusive rights claimed by Registrant. (Pet. Opp. at 2) In support for this contention, Petitioner cites *Lipton* and *Plyboo America v. Smith & Fong*, 51 U.S.P.Q. 2d 1633 (TTAB 1999). However, *Lipton* involves a case where the petitioner's application was rejected based on the subject registration and the petitioner claimed that the mark which was the subject of the registration had been abandoned. There is no discussion in *Lipton* concerning the standard of proof for standing where the alleged challenge of the registration is genericness and the petitioner's application has been allowed as in the present case. In contrast to *Lipton*, *Plyboo* does deal with standing when the challenge to the registration

is genericness or mere descriptiveness. In that case, the Board cited McCarthy on Trademarks for the principle that:

Standing to oppose [on the ground of mere descriptiveness] is presumed when the mark sought to be registered is allegedly descriptive and the opposer is one who has a sufficient interest in using the descriptive term in his business. . . . However, at the minimum, it is necessary for opposer to prove that it is engaged in the sale of goods of which the applied-for mark is allegedly descriptive. . . . that is, one has standing to oppose on the basis of alleged descriptiveness if one has a present or prospective right to use the term descriptively in its business.

Id. at 1634 n.5 (emphasis added)

In the present case, Petitioner states that it "has a pending application for the mark GET DUBS (Serial No. 78/589,728) for "automobile parts and accessories. . ." These were the goods identified in Petitioner's application as filed. However, the identification of goods was amended to:

Automobile parts and accessories, namely license plate frames, roof racks, windshield sunshades, mudguards, door handles seat cushions and covers, and automobile mirror accessories, namely, inside and outside mirrors, remote mirrors, day-night twist mirrors, mirror covers, mirror mounting brackets, mirror installation kits, auto-dimming mirrors, and mirrors enhanced by electric lights.

Notably, Petitioner did not include "vehicle wheels" in its delineation of automobile parts and accessories. Thus, Petitioner's application which was filed based on an intent to use the mark did not disclose an intent to use the mark on vehicle wheels in competition with Registrant. Nor does Petitioner's application indicate that Petitioner intends to use the word DUBS descriptively since Petitioner did not disclaim the word in its application and there is no

indication in the Petition For Cancellation that Petitioner uses or intends to use the word DUBS descriptively. Therefore, Petitioner does not have standing to challenge Registrant's registration based on the principle enunciated in *Plyboo* cited above.¹

In view of the foregoing, Petitioner does not have standing because its pleading does not show that it has a personal interest in the existence of Registrant's registration beyond that of the general public -- that is, Petitioner does not have a real interest in this proceeding. *See Lipton*, 670 F.2d at 1028.

DATED: July 19, 2006

Respectfully submitted,

By 
Edward R. Schwartz

CHRISTIE, PARKER & HALE, LLP
350 West Colorado Blvd., Suite 500
Post Office Box 7068
Pasadena, California 91109-7068
Phn: (626) 795-9900
Fax: 626-577-8800

Attorneys for Registrant,
Rodman, Linda

BLV PAS691930.1-*07/19/06 4:31 PM

¹ Since Petitioner does not have standing to challenge Registrant's registration for DUBS, it is not necessary to address Petitioner's proffered proofs in support of its position. Nevertheless, Registrant notes that the DUB-branded wheels of Petitioner's exclusive licensor, Mobile Hi-Tech Wheels, are the subject of many of the Google hits attached as Exhibit A to Petitioner's brief and the wheels shown on e-Bay, Exhibit C to the Petition. The printout from wheeldealersdirect.com, Exhibit B to Petitioner's brief, shows Mobile Hi-Tech Wheels' line of DUB brand wheels. See Cincotta Declaration, attached hereto as Exhibit A, ¶¶ 2-4, Exhibits 1-2. Further, contrary to Petitioner's speculation, Exhibit C to Petitioner's brief is a label which was attached to the packaging for MHT's DUBS branded wheel (See Cincotta Declaration, ¶ 5) and therefore was a proper specimen. See TMEP § 904.04(a) ("[W]hen the trademark is applied to . . . the container for the goods by means of labels, a label is an acceptable specimen.")

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

AUTO ACUITY, LLC

Petitioner,

vs.

RODMAN, LINDA

Registrant.

Case No. Cancellation No. 92045710

**DECLARATION OF ANTHONY
CINCOTTA**

Anthony Cincotta states:

1. I am vice president of Mobile Hi-Tech Wheels ("MHT") of La Palma, California. I make this declaration based on personal knowledge and could competently testify to the facts stated herein if called upon to do so.

2. MHT is in the business of designing and distributing after-market chrome-plated vehicle wheels which are distributed throughout the United States. MHT was granted the exclusive license of the mark DUBS for vehicle wheels by Linda Rodman, the registrant of the mark. This license is in full force and effect.

3. One of MHT's lines of vehicle wheels is named DUB and MHT extensively uses the trademarks DUB and DUBS in connection with their wheels. Many of the wheels referred to on the Google hits attached to Petitioner's brief as Exhibit A in fact refer to MHT's DUB wheels. This is also true of the DUB wheels identified on the printout from e-Bay attached as part of Exhibit C to Petitioner's opposition brief. A print-out from some of the referenced web sites is attached hereto as Exhibit 1.

4. The print out from wheeldealersdirect.com which is attached as Exhibit B to Petitioner's opposition brief shows MHT's line of DUB wheels. A print out from MHT's web site concerning these wheels is attached hereto as Exhibit 2.

5. The specimen which was submitted as a specimen in support of Linda Rodman's application to register DUBS was a label which MHT attaches to the packaging for one of its DUBS branded wheels.

Sworn to under the penalty of perjury this 19th day of July 2006 in La Palma, California


Anthony Cincotta








BLV PAS692025.1-07/19/06 11:59 AM



Tires Delivered LLC
www.tiresdelivered.com
The Online Custom Wheel & Tire Leader
Call us toll free! **1.866.863.4066**
M-F 9 to 6 Sat 12 to 5 (EST)

WE ARE THE BIGGEST
Buy with confidence! Lowest prices & largest selection

Load Vehicle **Vehicle Not Loaded**

-  [Tires](#)
-  [Wheels](#)
-  [Search](#)
-  [Checkout](#)
-  [Accessories](#)
-  [Contact](#)
-  [Home](#)

- [View our Photo Gallery](#)
- [View Tire Specials](#)
- [View Wheel Specials](#)
- [The Wheel Warehouse, For Original Equipment Wheels](#)



Articles of Interests:

- [Custom Wheels](#)
- [Discount Tires](#)
- [Wheels](#)
- [Tires](#)

Join our HOTLIST

Receive the latest wheel & tire info, specials & more!

The best deals on the best wheels, tires, and wheel & tire packages. Our inventory includes American Racing wheels, TIS wheels, Motegi wheels, Helo wheels, Luff wheels, DUB wheels, Dropstars wheels, Foose wheels, and many more! [Click Here](#) to view our entire wheel lineup. Our knowledgeable and friendly wheel and tire sales team will walk you through, every step of the way of your wheel, tire, or wheel & tire package

Please click on a category to view products.

[Home](#) » [Wheels](#) » [All Products](#)

View all products in all categories.



[Alba.](#)



[ATA Luxury Alloys.](#)



[Drifz.](#)



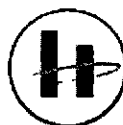
[Driv Offroad.](#)



[Dub.](#)



[Foose.](#)



[Helo.](#)



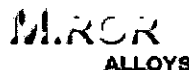
[Lorenzo.](#)



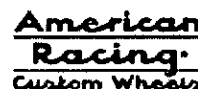
[Luff.](#)



[MHT.](#)



[Mirror.](#)



[American Racing](#)



[Diamo.](#)



[Dropstars.](#)



[Enkei.](#)



[Gear Alloy.](#)



[KMC.](#)



[Löwenhart.](#)



[MB Motorsports.](#)



[Milanni.](#)



[Motegi.](#)

[Motto.](#)

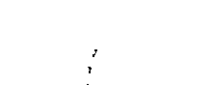
purchasing process. We are here to help! Trust Tires Delivered for all of your custom wheel and tire needs!



Moto Metal.



Neeper.



OE Creations.



Platinum.



Niche.



Panther.

Quantum Tek.



Radd.



RPM.



Twenty Inches Strong (TIS).



Venti.



xD.

Incubus.



RiAx.



SR Racing.



TSW.



Volt.

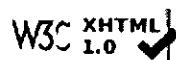
Viscera.

Devino.



© Copyright 2006, Tires Delivered LLC.....

[Home](#) | [Products](#) | [Search](#) | [Checkout](#) | [Contact](#) | [Site Map](#) [1](#) [2](#) [3](#) | [Privacy and Terms & Co](#)





Wheels or Tires

Wheels By Vehicle ->

Wheels ->

- ☐ 5Zigen
- ☐ Axis
- ☐ Bazo
- ☐ Beyern
- ☐ Black Rhino
- ☐ Concept One
- ☐ D'Vinci
- ☐ Daat
- ☐ DCR Forged
- ☐ Diamo
- ☐ Driv
- ☐ Dub
- ☐ Eco
- ☐ Enkei
- ☐ EXE Wheels
- ☐ Foose
- ☐ Gitano
- ☐ Helo
- ☐ K2 Design
- ☐ Kaotik
- ☐ KMC Rims
- ☐ Kruz
- ☐ Kyowa Racing
- ☐ Mandrus
- ☐ MKW
- ☐ Motegi Racing
- ☐ Moven
- ☐ Neeper
- ☐ Niche
- ☐ Quantum Tek
- ☐ RO_JA
- ☐ Reaction
- ☐ RPM
- ☐ Speedy
- ☐ TSW
- ☐ Tyfun
- ☐ U2
- ☐ VCT
- ☐ Velocity
- ☐ Verde
- ☐ Zenetti
- ☐ Zinik

Tires ->

- ☐ Falken
- ☐ Goodyear
- ☐ Hankook
- ☐ Nitto
- ☐ Toyo
- ☐ Yokohama

Tires By Vehicle ->

Tires By Size ->

205

50

16

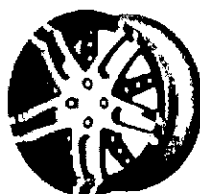
Go! ->

Chrome Rims, Car Rims, Truck Rims

20 inch Chrome Rims and Tire Packages from \$1394

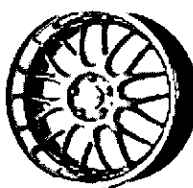
22 inch Chrome Rims and Tire Packages from \$1956

Great looking **chrome wheels** with name brand tires at a great price!



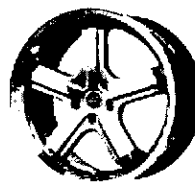
Quantum Tek S101

Black with Polished Spokes
17" Rims & Tires from \$688



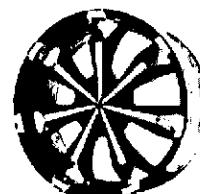
5Zigen Wheels

Chrome Lip Sport Engine
18" Staggered for \$980/set



Enkei Tarmac

Hyper Black with Polished Lip
19" set for \$1040



Verde Black Ice

Black and Chrome
20" Chrome and Black Rims for \$1060/set



Stretched Tires - The look is RED HOT but should you run it?

Popular with VIP and tuners, the Fast and Furious III has

Wheel Galle



More

Your

Your E

Your P



Infor

About Us
Shipping
Privacy
Gift Voucher
Links
Contact Us

Card:

now brought drifting and the stretched tire look to the attention of the nation, and we can help you get this look. Basically, you take the same size wheel that will fit your car and put a narrower tire on it than usual. Have a 225/40R18 tire and want the stretched look? Run a 205/40R18. You'll get the look you want, but there's a few things to consider. Your tire's overall diameter will be smaller, so it will look shorter and your speedometer will be off a bit. Also, now that the rim sticks out further than your tire, you really have to watch the curbs. Not bad if you never parallel park, but for you city dwellers it's something to consider. The good news? When the tires wear out (and the look is no longer popular) you can get the 225/40R18s again.

Have you just bought a new car and want to buy rims?

Wheelstudio has you covered! We are new car wheel and tire experts! All wheel and tire packages come mounted and balanced, complete with lug nuts for easy installation. Remove your stock wheels and tires and put on your new custom rims! It's as easy as changing a flat tire. All packages are guaranteed to fit or you don't pay.

Acura Rims and Tires: RSX, TSX, RL, TL

Chevrolet Rims and Tires: Cavalier, Cobalt 4 Lug, Cobalt 5 lug, HHR, Malibu, Monte Carlo.

Honda Rims and Tires: Accord, Civic.

Mazda Rims and Tires: Mazda 3, Mazda 6, Miata, RX8.

Nissan Rims and Tires: Altima, Maxima, Sentra, 350Z.

Toyota and Scion Rims and Tires: xA, xB, tC, Avalon, Camry, Corolla, Matrix.

19 inch Staggered Wheels

=>

Nissan 350Z 19x8.5

front, 19x9.5 rear

Nissan 350Z

19x9.5 front,

19x10.5 rear

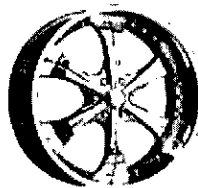
Infiniti G35 Coupe

19x8.5 front, 19x9.5 rear

Infiniti G35 Coupe

19x9.5 front,

19x10.5 rear



22" VCT Scarface

VCT
Wheels



19" Axis Hiro

axis

<= 22 inch

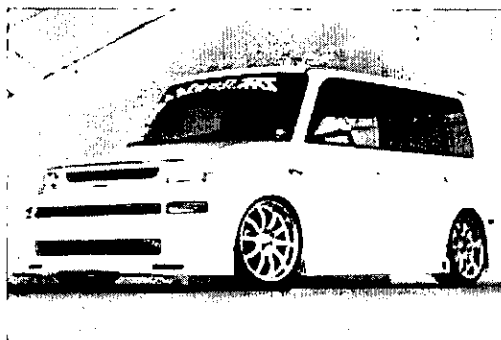
Chrome Rims:

Chevy Silverado
1999-, Suburban
2000-

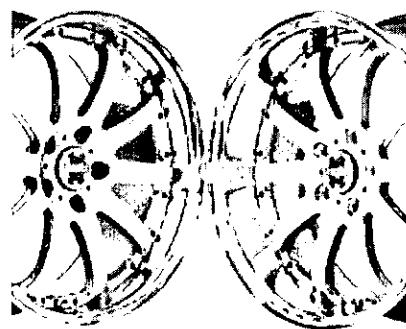
Chevy Avalanche
2002-, Tahoe 1995-
Ford F150 97-2002,
Expedition 97-2002

Buy wheels, car rims, chrome rims, tires, or complete wheel and tire packages for your car or rim and wheel packages for your truck at Wheel Studio at low discount prices. We are experts on staggered wheel fitments. All packages arrive mounted and balanced, ready to put on your car, truck, or SUV.

Axis Decade with Maxis Lip: the latest thing since staggered wheels



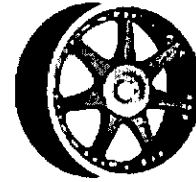
Axis Decade on Scion xB - 18 inch Axis Decade on Scion xB with 215/35R18s on all four corners but the Maxis Lip gives the staggered look (bigger lip on the rear wheel than the front) for most cars. The front lip is almost 2 1/4 inches deep, while the rear is **3 1/2** inches deep giving the staggered wheel look for cars that can't take staggered wheels.



Axis Decade with Maxis Lip - A bigger lip on the rear than the front, the Axis Decade allows those with cars that can not take a staggered rim to get the staggered look. Both the wheels pictured above are 18x8, but the lip of one on the right has the Axis Maxis Lip System, and is almost an inch and a half deeper than the one on the left.

Car rims for tire and wheel packages:

17 inch Car Rims



17 inch car rims and tire packages starting at \$599 We have over 750 17 inch car rims in packages to choose from, so we will have 17 inch rims to fit your car. All car rim and tire packages are shipped mounted and balanced, ready to put on your car.

17" Reaction Suzuka

18 inch Car Rims



18 inch car rims and tire packages starting at \$794 We have almost 1500 18 inch car rims in packages to choose from for all kinds of cars with name brand tires. All car rim and tire packages are shipped mounted and balanced, ready to put on your car.

18" Speedy Lite 6

19 inch Car Rims



19 inch car rims and tire packages starting at \$1340 We have thousands of 19 inch car rims packages to choose from for all kinds of cars with name brand tires. All car rim and tire packages are shipped mounted and balanced, ready to put on your car.

19" Axis TC Evo

Fitments for Acura, Dodge, Honda, Lexus, Mini, Nissan, Scion, Subaru, Toyota, Volkswagen and more.

Staggered Wheels

Staggered Wheel Guide: We have recently updated our online fitment guide with even more staggered wheel fitments!

Staggered Wheels for **Ford Mustang 1994-2004** 18", 19", 20"

Staggered Wheels for **Ford Mustang 2005-** 18", 19", 20"

Staggered Wheels for **Nissan 350Z** 18", 19", 20"

Staggered Wheels for **Infiniti G35 Coupe** 18", 19", 20"

Staggered Wheels for **BMW 3 Series E46** 18", 19"

Staggered Wheels for **BMW 3 Series E36** 18", 19"

Staggered Wheels for **BMW 5 Series E39** 18", 19"

Staggered Wheels for **Lexus GS** 18", 19", 20"

Staggered Wheels for **Lexus SC** 18", 19", 20"

Staggered Wheels for **Mercedes Benz C Class** 18", 19"

Staggered Wheels for **Mercedes Benz E Class** 18", 19", 20"

Staggered Wheels for **Mercedes S Class** 19", 20"

We have hundreds of cars in our online database, many with staggered fitments. Search for wheels by vehicle if you don't see your car listed for wheel and tire packages.

350Z Wheels - we are the experts on upgrading the factory Nissan 350Z wheels and Infiniti G35 wheels. Staggered wheels for 350Z and G35 are a natural fit. 18 inch wheel, 19 inch wheel and 20 inch wheel applications are available for the 350Z and G35 and will not trip up the factory computer, we guarantee it!

Call WheelStudio.com anytime at 888-288-0070

Copyright © 2003-2005 WheelStudio.com, Oscommerce and CRE Loaded Team
Powered by Oscommerce Supercharged by CRE Loaded Team



JK Motorsports

WWW.WHEELSANDSPINNERS.COM
WWW.JKWHEELS.COM

[HOME](#) Sales@WheelsAndSpinners.com [SPINNER](#)
[WHEELS](#) (909) 337-6596 [PACKAGES](#)
[ADAPTERS](#) MONDAY - FRIDAY [COOL STUFF](#)
[ACCESSORIES](#) 9 AM - 5 PM PDT [SUSPENSIONS](#)

ORDER HERE **CONTACT US**

IF YOU CANNOT FIND WHAT YOUR LOOKING FOR, WE CAN GET IT FOR YOU. PLEASE WAIT UNTIL PAGE LOADS COMPLETELY BEFORE CLICKING FOR MORE INFORMATION. PLEASE CONTACT US FOR MOST CURRENT PRICING AND AVAILABILITY.

**Pantech 348B**

22" Set of 4 \$680.00

Plus Shipping

*Special price only for
 Dodge Charger, Dodge
 Magnum, and Chrysler 300.
 Other applications available.

Verde Black Ice

20" Set of 4 \$895.00

Plus Shipping

*Black and chrome wheel.
 FWD & RWD applications
 available. No trucks or SUV's.

PRODUCTS[Wheels](#)[Adapters](#)[Accessories](#)[Spinners](#)[Packages](#)[Cool Stuff](#)[Suspension](#)**CHECK OUT**[Packages](#)[Fun Stuff](#)

DUB Custom Wheels

Size	Price ea	Price ea (Bellagio, Trump, Spine spinners)	Price ea (C.R. Esinem float)
16"	\$195.00		
18"	\$315.00	\$475.00	\$575.00
19"	\$375.00	\$675.00	
20"	\$400.00	\$875.00	\$975.00
22"	\$560.00	\$1,100.00	\$1,200.00
24"	\$770.00	\$1,400.00	\$1,500.00
25x12(H2)	\$925.00	\$1,600.00	\$1,700.00

Blowouts

Specials

Features

Rides & Comments

INFORMATION

Contact Us

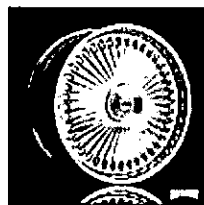
About Us

Shipping & Returns

Order Information

✓ORDER HERE

Only)			
26"	\$975.00	\$1,700.00	\$1,800.00
26" Moab	\$1,200.00		



Bellagio Spinner
Passenger Cars

18x7, 18x8.5, 19x7.5,
19x8, 20x8.5, 22x9.5
Trucks/SUV's
20x8.5, 22x9.5, 24x10,
26x10



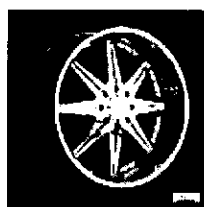
Big Homie
Passenger Cars

18x7.5, 18x8.5, 20x8.5,
22x9.5



Big Homie
Trucks/SUV's

20x9, 22x10,
26x10



Big Homie 8 Lug
Trucks/SUV's

22x10, 24x10, 26x10



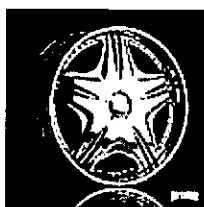
Blessin
Passenger Cars

22x9.5



Blessin
Trucks/SUV's

22x9.5, 24x10



C.R.E.A.M. Floater
Passenger Cars

20x8.5, 22x9.5
Trucks/SUV's
22x9.5, 24x10, 25x12,
26x10



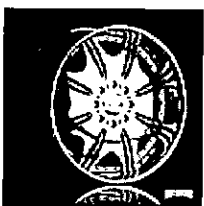
C.R.E.A.M. - Black
Trucks/SUV's

22x9.5, 24x10, 26x10



C.R.E.A.M.
Trucks/SUV's

22x9.5, 24x10



Condo
Trucks/SUV's

22x9.5, 24x10, 25x12,
26x10



Dirty Dog 5 Lug
Trucks/SUV's

18x8.5, 19x8.5, 20x8.5, 22x9.5,
22x10.5



Dirty Dog
Trucks/SUV's

22x9.5, 24x10



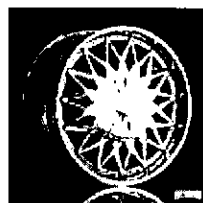
Esinem Floater
Passenger Cars
 18x7, 18x8.5, 20x8.5,
 22x9.5
Trucks/SUV's
 22x9.5, 24x10, 25x12,
 26x10



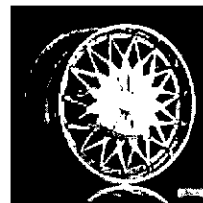
Esinem Floater
Passenger Cars
 18x7, 18x8.5, 20x8.5,
 22x9.5
Trucks/SUV's
 22x9.5, 24x10, 25x12,
 26x10



Esinem
Passenger
 18x8.5, 20x8.5,
Trucks/SUV's
 20x9, 22x10,
 26x10



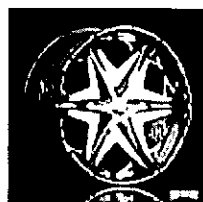
Joker Spinner
Passenger Cars
 22x9.5



Joker Spinner
Trucks/SUV's
 22x9.5, 24x10, 26x10



Moab
Trucks/SUV's
 22x10, 24x10



Remix
Passenger Cars
 18x7.5, 18x8.5, 20x8.5
Trucks/SUV's
 20x9, 22x10, 24x10



Remix
Passenger Cars
 18x7.5, 18x8.5, 20x8.5
Trucks/SUV's
 20x9, 22x10, 24x10



Shaolin Spinner
Passenger
 22x9.5
Trucks/SUV's
 22x9.5, 24x10



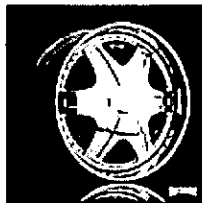
Shoreline
Passenger Cars
 16x7, 19x8, 20x8.5,
 20x9.5, 22x9.5
Trucks/SUV's
 24x10



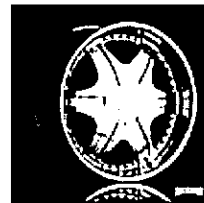
Spine Spinner
Passenger Cars
 20x8.5, 22x9.5
Trucks/SUV's
 22x9.5, 24x10, 25x12



Spine 1
Passenger
 20x8.5
Trucks/SUV's
 22x10, 24x10



Trump Spinner
Passenger Cars
18x7, 18x8.5, 19x7.5,
19x8, 20x8.5, 22x9.5
Trucks/SUV's
22x9.5, 24x10, 25x12,
26x10



Trump 1 pc
Passenger Cars
16x7, 18x8.5, 20x8.5,
20x9.5, 22x9.5
Trucks/SUV's
22x9.5, 24x10



X-War
Trucks/SUV's
20x9, 22x10

| Home | Wheels | Spinners | Adapters | Accessories |
| Brakes | Exhaust | Packages | Cool Stuff | Suspension |

Copyright © 1998-2006, JK Motorsports. All Rights Reserved.

JK Motorsports
Tel - (909) 337-6596
Fax - (775) 587-2780

Website Design & Development By JKJr Productions.

All information on this site is subject to change without notice.

Luxury Alloys

◆ NEWSLETTER | ◆ DEALER LOCATOR | ◆ DEALER SUPPORT | ◆ CONTACT US

SELECT FROM:

◆ WHEELS

Concept Neeper
Driv
Driv Off-Road
DUB
Foosse
Foosse Classics
Jesse James
Metal Motorsport Inc.
MHT
Niche

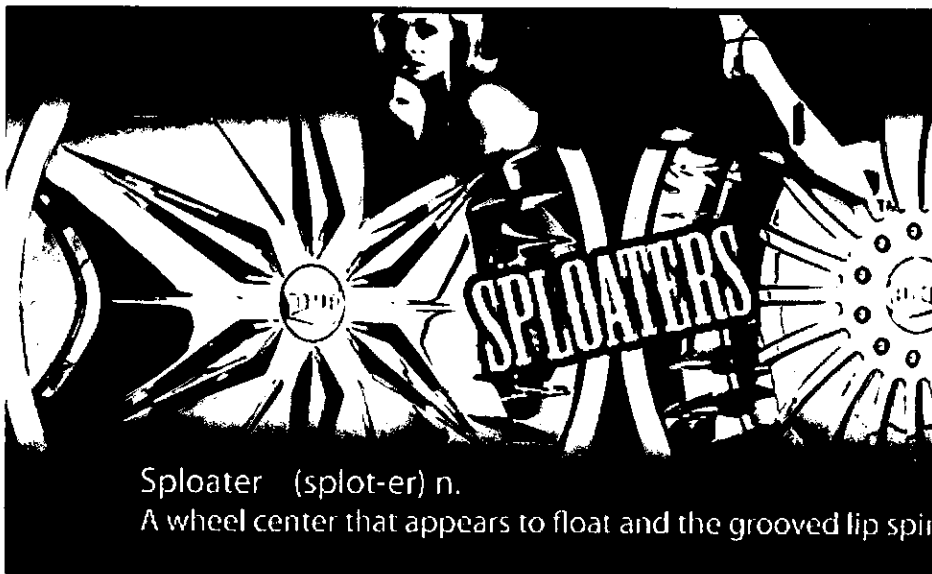
◆ SEARCH

◆ GALLERY

◆ WALLPAPERS

◆ VIDEOS

◆ CATALOG REQUEST



© 2006 MHT Luxury Alloys



◆ NEWSLETTER | ◆ DEALER LOCATOR | ◆ DEALER SUPPORT | ◆ CONTACT US

Se

SELECT FROM:

◆ WHEELS

[Click here for Videos](#)

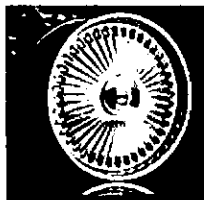
Concept Neeper
Driv
Driv Off-Road
DUB

- Bellagio Spinner
- Big Homie (CAR)
- Big Homie 8 Lug
- Big Homie Truck/SUV
- Blessinem
- Blessinem (Car)
- C.R.E.A.M.
- C.R.E.A.M. - Black
- C.R.E.A.M. Floater Car
- C.R.E.A.M. II
- C.R.E.A.M. SUV/TRK
- Condo
- Dirty Dog 5Lug
- Dirty Dog 6Lug
- Esinem 1-pc Car
- Esinem 1-pc Truck/SUV
- Esinem Floater Black
- Esinem Floater Chrome
- EsinemSL Spinner
- Ganja Floater
- Joker Spinner
- Joker Spinner SUV/Truck
- Mogul
- Mogul 30"
- Mogul Car
- Remix
- Remix (Car / Chrome)
- Shaolin Spinner
- Shoreline (CAR)
- Shoreline (Truck/SUV)
- Spine 1-pc
- Spine Spinner
- Taboo Sfloater
- Trump Spinner
- Voodoo Sfloater
- X-Wang

Foose

Foose Classics

Jesse James



Bellagio Spinner



Big Homie (CAR)



Big Homie 8 Lug



Blessinem



Blessinem (Car)



C.R.E.A.M.

(



C.R.E.A.M. Floater
Car



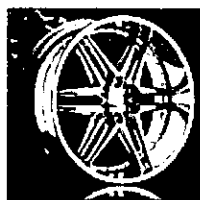
C.R.E.A.M. II



C.R.E.A.M. SUV/TRK



Dirty Dog 5Lug



Dirty Dog 6Lug



Esinem 1-pc Car

Metal Motorsport Inc.
MHT
Niche

◆ SEARCH

◆ GALLERY

◆ WALLPAPERS

◆ VIDEOS

◆ CATALOG REQUEST

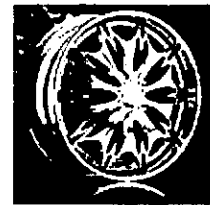
© 2006 MHT Luxury Alloys



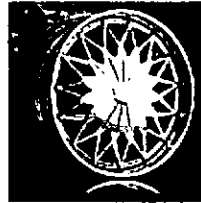
Esinem Floater Black



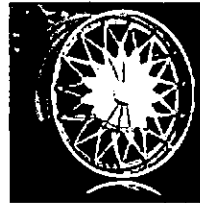
Esinem Floater
Chrome



EsinemSL Spinner



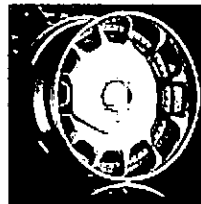
Joker Spinner



Joker Spinner
SUV/Truck



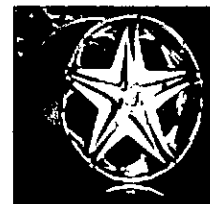
Mogul



Mogul Car



Remix



Remix (Car /
Chrome)



Shoreline (CAR)



Shoreline
(Truck/SUV)



Spine 1-pc



Taboo Sploater



Trump Spinner



Voodoo Sploater

CERTIFICATE OF MAILING AND SERVICE

I certify that on July 20, 2006, the foregoing **REGISTRANT'S REPLY IN SUPPORT OF ITS MOTION TO DISMISS** is being Express Mail addressed to:

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

It is further certified that on July 20, 2006, the foregoing **REGISTRANT'S REPLY IN SUPPORT OF ITS MOTION TO DISMISS** is being served by mailing a copy thereof by U.S. Mail, first class, postage prepaid, addressed to:

Tsan Abrahamson, Esq.
Sophie Cohen, Esq.
Cobalt, LLP
819 Bancroft Way
Berkley, CA 94710

By



Betty L. Venuti
Christie, Parker & Hale, LLP
P.O. Box 7068
Pasadena, CA 91109-7068